

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED
MAR - 8 2006
CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS

BRIAN K. NAKASHIMA,

Plaintiff - Appellant,

v.

PRUDENTIAL EQUITY GROUP, LLC,
fka Prudential Securities, Inc.; et al.,

Defendants - Appellees.

No. 06-15151

D.C. No. CV-04-00337-ACK
District of Hawaii,
Honolulu

ORDER

RECEIVED
CLERK U.S. DISTRICT COURT

MAR 10 2006

DISTRICT OF HAWAII

This appeal is selected for inclusion in the Mediation Program.

The parties' motion to dismiss this appeal is granted. Fed. R. App. P. 42(b).

The parties shall bear their own costs and attorneys' fees on appeal.

The assessment conference previously scheduled for March 7, 2006, is canceled.

A certified copy of this order shall serve as the mandate of this court.

FOR THE COURT



David E. Lombardi, Jr.
Chief Circuit Mediator